

Regulations to add low-emission field fumigation methods and remove language that now occurs on federal labels

(DPR Regulation No. 15-002)

Attachment 3

Statement of Pamela Wofford regarding public notice for the development of amendments relating to California's regulations regarding field fumigation methods

**Statement of Pamela Wofford Regarding Public Notice for the Development of Amendments
Relating to California's Regulations Regarding Field Fumigation Methods**

(DPR Regulation No. 15-002)

I, Pamela Wofford, Environmental Program Manager at the California Department of Pesticide Regulation (DPR), have personal knowledge of the facts listed below.

DPR followed the State's standard rulemaking process to amend regulations relating to field fumigation methods (Title 3 of the California Code of Regulations (3 CCR) sections 6000, 6445, 6447, 6447.2, 6447.3, 6448.1, 6449.1, 6450.1, 6452, 6452.2, and 6784) as specified by the Administrative Procedures Act (Government Code sections 11340 *et seq.*). The actions taken to amend the regulations were part of rulemaking actions related to reducing VOC emissions from field fumigation methods. The following summarizes the process and timing surrounding these rulemaking actions:

- January 2015 – June 2015: DPR consulted with other state agencies, including the Department of Finance, Office of Environmental Health Hazard Assessment, California Department of Food and Agriculture, Department of Industrial Relations, and the University of California.
- August 2015: DPR sent e-mails to approximately 1,000 interested parties to notice proposed changes to 3 CCR sections (see above) over 45 days before the end of the public comment period.
- September 22, 2015: Public hearing, Bakersfield, Kern County
- November 2015: DPR mailed modified text of the regulations along with a 15-day notice of public comment period as specified in 3 CCR section 44 subsections (a)(1) through (4).
- February 17, 2016: Amendments to the regulations for field fumigation methods were endorsed and approved by the Secretary of State and went into effect April 1, 2016, amending 3CCR sections 6000, 6445, 6447, 6447.2, 6447.3, 6448.1, 6449.1, 6450.1, 6452, 6452.2, and 6784.


Pamela Wofford

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